



Public Announcement

**U.S. Army Corps
Of Engineers
Galveston District**

Date Issued: 28 September 2005

U.S. ARMY CORPS OF ENGINEERS

GALVESTON DISTRICT

Subject: Permit Requirements for Repair of Damages Resulting from Hurricane Rita.

The Regulatory Program of the U.S. Army Corps of Engineers, Galveston District (CESWG) plays a critical role in the protection of the aquatic ecosystem and navigation. Under Section 404 of the Clean Water Act the Corps regulates the discharge of dredged or fill material into Waters of the United States. Waters of the United States include territorial seas, coastal and inland waters, lakes, rivers, and streams, and wetlands adjacent to these water bodies. Under Section 10 of the Rivers and Harbors Act of 1899 we regulate work in or affecting navigable Waters of the United States.

The repair of damages resulting from Hurricane Rita in parts of southeast Texas may need a permit from CESWG. The Galveston District advises that the repair, rehabilitation, or replacement of any previously authorized structure or fill that was serviceable immediately prior to the hurricane event, is authorized under Nationwide Permit #3. Such repair, rehabilitation, or replacement must not result in a deviation from the plans of the original structure and the structure to be repaired, rehabilitated, or replaced must not be put to a different use from that which was previously intended and authorized.

Restoration of uplands/shorelines requires a notification to the CESWG prior to commencing work. Separate authorization may be required for new projects or deviations from the original plans.

The following seventeen counties have been declared disaster areas as a result of Hurricane Rita: Chambers, Hardin, Jasper, Jefferson, Liberty, Newton, Orange, Shelby, Nacogdoches, San Augustine, Sabine, Angelina, Trinity, Walker, Polk, Tyler, and San Jacinto Counties.

For information pertaining to necessary repairs to previously authorized structures and/or fills resulting from damage associated with Hurricane Rita please contact Ms. Terri Stinnett at 409-766-3991 or Ms. Kim McLaughlin at 409-766-3936 in the CESWG Regulatory Office.

Additionally, the Texas Commission on Environmental Quality's (TCEQ) executive directors, and Governor Perry's have issued proclamations pertaining to Hurricane Rita. These documents are available on TCEQ's website at the following address: <http://www.tceq.state.tx.us/nav/hurricane.html>